IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.2458 OF 2006

Lakhu Vallabhdas Chachra @ Bhatia ...Applicant
vs.
The Directorate of Revenue Intelligence
and others ...Respondents

Ms R.B.Amrolia & Ms Y.N.Katpitia for the Applicant
Mr.Jayant C. Satpute for Respondent Nos.1 and 2.
Mr.Rajesh More, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : OCTOBER 7,2006.

P.C.:

1. Heard Advocates appearing for the parties. The learned Advocate for the first and second Respondent fairly states that the first and the second Respondents have no objection if order is passed in terms of earlier order dated 26th April 2005.

2. The learned Advocate for the Applicant submitted that this Court has time and again permitted the renewal of passport for a period of one year and the Applicant has always abided by the conditions imposed by this Court. She submitted that the passport may be ordered to be renewed for a period of five years.

3. I find that a similar request was made before this Court in Criminal Application No.74 of 2003 which was disposed of by order dated 13th January 2003. However, this court has not granted the said request. Therefore, the passport cannot be ordered to be renewed for a period of more than one year for the time being.

4. Hence, Application is disposed of by passing the following order :

i) The Applicant is permitted to travel to Dubai. The Respondent No.2 is directed to issue passport to the Applicant for a period of one year and not withhold it only on the ground stated in section 6(2) (f) of the Passports Act provided if the Applicant fulfils all other requirements necessary for grant of passport. Needless to say that the provisions of section 6(2) (f) of the Passports Act shall however, apply if any other case is pending against him;

ii) The Applicant is directed to furnish additional solvent surety in the sum of Rs.25,000/- or a cash security in lieu of solvent surety;

iii) The learned Counsel for the Applicant makes a statement that the Applicant has deposited a cash surety of Rs.25,000/- which he has not withdrawn and requests to continue the same cash security. Hence, the Applicant is allowed to continue the said security.

iv) The Applicant shall keep informed the Respondent No.1 in writing his date/dates of departure and arrival while leaving India and his address and telephone numbers at Dubai.

JUDGE